

STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
SUPERVISOR OF WELLS

IN THE MATTER OF

THE PETITIONS OF WARD LAKE ENERGY, FOR AN)
ORDER FROM THE SUPERVISOR OF WELLS) CAUSE NO. 24-2008
ESTABLISHING TWO 40-ACRE DRILLING UNITS AS) CAUSE NO. 25-2008
EXCEPTIONS TO THE SPACING REQUIREMENTS OF)
ORDER NO. (A) 14-9-94.)

at a session of the Department of Environmental Quality held
at Lansing, Michigan on November 12, 2008, Harold R. Fitch,
Assistant Supervisor of Wells, Presiding

ORDER OF ADJOURNMENT

Ward Lake Energy has filed two Petitions requesting exceptions to the drilling unit size established for Antrim Shale Formation wells by Order No. 14-9-94 for the Kitchen D2-3 and Kitchen D3-4 wells. The proposed wells are located in Star Township, Antrim County, Michigan. The Supervisor of Wells hearing in this matter was scheduled for 9:00 a.m. on November 13, 2008.

Answers to the Petitions were filed on behalf of BreitBurn Operating L.P. (BreitBurn) and Terra Energy LTD (Terra) and White Pine Enterprises, LLC. A Motion To Adjourn was filed by Breitburn and Terra. The Supervisor of Wells has been informed that all parties have agreed to an adjournment of this matter.

NOW THEREFORE, IT IS ORDERED:

1. The consolidated hearing on Cause Nos. 24-2008 and 25-2008, is hereby adjourned and rescheduled for December 15, 2008, at 9:30 a.m. in the Stephen Nisbet Hearing Room, Atrium Level, South Tower, Constitution Hall, 525 West Allegan Street, Lansing, Michigan.
2. Witness lists and exhibits shall be exchanged between the parties and shall be received no later than December 8, 2008.

Dated: Nov. 12, 2008


HAROLD R. FITCH
ASSISTANT SUPERVISOR OF WELLS
Office of Geological Survey
P.O. Box 30256-7756
Lansing, Michigan 48909

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NOTICE OF HEARING

Take notice that a consolidated hearing will be held before the Supervisor of Wells (Supervisor) in the city of Lansing, Michigan, on the THIRTEENTH DAY OF NOVEMBER (NOVEMBER 13) 2008, BEGINNING AT 9:00 A.M., AT THE DEPARTMENT OF ENVIRONMENTAL QUALITY STEPHEN NISBET HEARING ROOM, ATRIUM LEVEL, SOUTH TOWER, CONSTITUTION HALL, 525 WEST ALLEGAN STREET, LANSING, MICHIGAN. The hearing will be conducted pursuant to Part 615, Supervisor of Wells, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (NREPA), MCL 324.61501 et seq.; the administrative rules, 1996 AACCS, 2001 MR 2, 2002 MR 23, R 324.101 et seq.; and the Administrative Procedures Act, 1969 PA 306, as amended, MCL 24.201 et seq.; MSA 3.560(101) et seq.

The hearing is for the purpose of receiving testimony and evidence pertaining to the need or desirability of issuing an order in the matter of the petitions of Ward Lake Energy (Petitioner).

Petitioner seeks an order of the Supervisor as an exception to Order No. (A) 14-9-94, authorizing two 40-acre drilling units for the Kitchen D2-3 and Kitchen D3-4 Antrim Shale Formation wells. The proposed Kitchen D2-3 drilling unit consists of the SE 1/4 of SW 1/4 of Section 3, T30N, R5W, Star Township, Antrim County, Michigan. The proposed Kitchen D3-4 drilling unit consists of the SW 1/4 of SE 1/4 of Section 4, T30N, R5W, Star Township, Antrim County, Michigan.


You can obtain a copy of the written petitions by requesting them in writing from Ms. Jennifer Hendrickson, 685 East M-32, P.O. Box 1663, Gaylord, Michigan, 49734, telephone number 989-732-8499.

Take note that if you wish to participate as a party in the hearing by presenting evidence or cross-examining witnesses, you shall prepare and mail or otherwise deliver to the Petitioner and Supervisor, not less than 5 days before the hearing date, an answer to the petition in the manner set forth in R 324.1204(6). Proof of mailing or delivering the answer shall be filed with the Supervisor on or before the date of the hearing. The answer shall state with specificity the interested person's position with

regard to the petition. Failure to prepare and serve an answer in a timely manner shall preclude you from presenting evidence or cross-examining witnesses at the hearing. If an answer to the petition is not filed, the Supervisor may elect to consider the petition and enter an order without oral hearing. Mail the answer to the petition to Ms. Jennifer Hendrickson at the above address, and to the Supervisor in care of the Assistant Supervisor of Wells, Mr. Harold R. Fitch, Office of Geological Survey (OGS), P.O. Box 30256, Lansing, Michigan 48909-7756.

Questions regarding the Notice of Hearing should be directed to Ms. Susan Maul, OGS, Michigan Department of Environmental Quality, P.O. Box 30256, Lansing, Michigan 48909-7756, phone 517-241-1552. Persons with disabilities needing accommodations for effective participation in this hearing should call or write Ms. Maul at least a week in advance of the hearing date to request mobility, visual, hearing, or other assistance.

Dated: *Sept. 30, 2008*


HAROLD R. FITCH
ASSISTANT SUPERVISOR OF WELLS
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P O. Box 30256
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